



Entered on Docket
October 14, 2009

A handwritten signature in black ink, appearing to read "R. Linda Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS,
LLC,¹

USA CAPITAL DIVERSIFIED TRUST
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED
FUND, LLC,²

USA SECURITIES, LLC,³

Debtors.

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

ORDER ALLOWING BINFORD CLAIM IN PART FOR \$1.425 MILLION AND DISALLOWING THE REMAINDER

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

1 **IT IS HEREBY ORDERED:** approving the Stipulation [DE 7590] by and between
2 USACM Liquidating Trust and Binford Medical Developers LLC (“Binford”) as follows:

3 • Proof of Claim No. 10725-00748 filed by Binford is allowed in part in the
4 amount of \$1.425 million. The remainder of that claim is disallowed in full.
5 • The trial for the Trust’s objection to the Binford Claim set to begin on January
6 8, 2010 is vacated. All other items on the Court’s Calendar related to the
7 Trust’s objection to the Binford Claim are vacated.

8 PREPARED AND SUBMITTED:
9

10 **LEWIS AND ROCA LLP**

11 By: /s/ John Hinderaker (#018024)

12 Rob Charles
13 John Hinderaker *pro hac vice*
14 Attorneys for USACM Liquidating Trust

15 Approved/Disapproved:

16 **DEANER, DEANER, SCANN, MALAN & LARSEN**

17 By: /s/ Susan Williams Scann

18 Susan Williams Scann (NV 000776)
19 Attorneys for Binford Medical Developers,